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The Opinion

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# OPINION

Vol. 10—No. 1

November 1959

## The Juvenile Delinquent

### One Approach to the Problem

by RICHARD VALINSKY

The following article is based on an interview with Dr. Maceline Jaques, Co-Director of the Rehabilitation Counseling Program at the University of Buffalo.

Is punishment a valid approach to juvenile delinquency? Some progressive criminologists maintain that punishment does not bring about desirable changes in the pattern of a person's life. When depriving a young rebellious individual of his freedom, we might, with value, ask ourselves if this deprivation standing alone will do some good or does it build up more anger and hostility.

Many juvenile delinquents have an environmental background that has given them little opportunity to develop a self image of themselves as a law abiding citizen who fits in and has a definite role within the framework of a lawful work oriented society.

The Rehabilitation Counselor's approach to this problem is not to increase the juvenile delinquent's personal problems by building more barriers between him and society, but to let him look at his past mistakes and to advance towards a role that will be acceptable to society.

This counseling approach is based on the belief that man is basically good and if he is evil then there is something which is shackling his good instincts. By good we mean the desire to live a life which is acceptable to the society. Therefore, the role of the Rehabilitation Counselor is to help the juvenile delinquent develop an image of himself as a useful person, one with job assets and skills that the society wants and that he can use for his own benefit within the legal framework.

This process involves the realization that the world is not hostile but that it does provide opportunities for people with marketable skills.

If Governor Rockefeller's proposal for work camps is realized and developed properly to channelize the juvenile delinquents' energy in a positive direction; and if

*Continued on page two col. two*



Professor J. Douglass Cook



Professor G. Graham Waite

## Distinguished Faculty Additions

by BARBARA J. ROGER:

This semester two new full-time instructors were added to the Law School Faculty. They are Assistant Professor J. Douglass Cook and Assistant Professor G. Graham Waite.

Professor Cook was born in Chicago, majored in Penology to receive his B.A. degree from the University of Michigan in 1949, and his LL.B. degree from that law school in 1953. Upon graduation, he joined a law firm in Kalamazoo. In 1954 Mr. Cook became an assistant prosecutor in that city and so remained until this past year.

A unique legal situation was thrust upon Mr. Cook while occupying the office of assistant prosecutor. Seventeen years previous to the time Mr. Cook took office, a Negro had been given a life sentence in a rape murder case after he had waived counsel and pleaded guilty to first degree murder. (In Michigan a defendant may plead guilty to first degree murder.) In 1955 this man appealed his sentence on the basis that he, a 17 year old youth, pleaded guilty without advice of counsel because he was afraid of being lynched and that in so doing his constitutional right had been invaded. Mr. Cook argued and won this case before The State Court of Michigan (People v. Moore 344 Mich. 137, 73 N.W. 2d 274 (1955)). When this ruling was appealed to the Supreme Court of the United States, Mr. Cook assisted in work-

ing on the brief for the respondent. As a result of a reversal by a five to four decision in Moore v. Michigan 355 US 155 (1957), he was forced to prosecute a first degree murder case twenty years after the commission of the crime.

During 1958-1959, Professor Cook was honored by being the recipient of a Ford Fellowship in Criminal Law at Northwestern University. He earned his LL.M. degree from that institution with a thesis on "The Admissibility of Evidence Illegally Seized in a Foreign State." During this past summer, he conducted two courses: one for prosecuting attorneys, the other for defense attorneys, as a member of the lecture staff at that institution.

Presently, he teaches Criminal Law and a Criminal Law Seminar here at U.B. Next semester he is scheduled to teach Evidence to the Seniors.

Professor Cook is married and has a two year old daughter. He is a member of the National Association of District Attorneys, the Michigan Bar Association, and Phi Delta Phi legal fraternity.

Professor Waite, although born in Kansas, lived in Iowa during his early life. In 1947 he received his B.S. degree from the University of Wisconsin. Three years later, in 1950, he received his LL.B. and in 1953 his S.J.D. from the same school. His thesis for his doctorate

*Continued on page two col. two*

## INVITATION TO YOU

The International Commission of Jurists is a non-governmental organization in Consultative Status with the United Nations Economic and Social Council and is devoted to the promotion and defence, through practical action, of the Rule of Law and the institutions, procedures and principles associated therewith. In January 1959 the Commission held in New Delhi, India, an International Congress of Jurists, at which were assembled 185 distinguished jurists, judges, advocates and teachers of law from 53 countries and which was opened by the Prime Minister of India. The purpose of the Congress was to define and clarify the Rule of Law. The Congress in its deliberations discussed in detail the question of how to develop, strengthen and protect the civil liberties and fundamental rights of the individual at a time of rapid economic growth and political change.

As a result, *The Declaration of Delhi*, specifically that portion of the declaration dealing with the request by that body that law students and young lawyers be encouraged to support the Rule of Law, was passed by this Congress. As a means of accomplishing this purpose, The International Commission of Jurists has decided to hold an essay contest for law students and young lawyers on a theme of present day concern, namely the impact on each other of the economic and social development of a country and respect for the rights of the individual. The title of the essay is: "The Role of the Lawyer in the Economic and Social Development of his Country within the Framework of the Rule of Law."

The following regulations apply to the contest:

### 1. Subject

Essays may be written on the theme in general or on any specific national or international aspect decided upon by the entrant. The essays submitted should deal with the impact on each other of the need for economic and social development and the promotion and preservation of fundamental freedoms under law. There should be a discussion of the question whether the Rule of Law is properly to

*Continued on page two col. one*

## Opinion

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## —Int'l Commission

Continued from page one

be seen as solely a defence against infringements of the fundamental freedoms or whether it requires a positive attempt by lawyers—in the broad sense of the term, i.e., judges, teachers of law and practising lawyers—to promote simultaneously the conditions in which man's legitimate social, economic, educational and cultural aspirations may be fulfilled. The essay should be prepared in a publishable form, with proper citation of relevant material.

### 2. Closing Date

Entries must be received at the Geneva offices of the Commission not later than August 31, 1960.

Anyone desiring further information concerning this contest, please contact "Opinion Editor," University of Buffalo School of Law.

THE OPINION  
IS A  
NON-PROFIT  
ORGANIZATION  
YOUR  
DONATION  
WOULD  
BE  
GREATLY  
APPRECIATED

## —Welcome

Continued from page one

was "Law in the Development of Northern Wisconsin's Recreation Industry."

After graduating from law school, Dr. Waite practiced in his hometown in Iowa. Between 1952-1953 he was engaged by The Atomic Energy Commission to do research on labor law and federal personnel regulations. In 1954 he joined the Office of Attorney-Advisor in the General Counsel's Office of the Navy. While there he worked with Bureau of Ships in drawing contracts, giving legal advice concerning the buying and selling of ships and in the handling of delay claims.

Between the years 1957-1959, Dr. Waite taught at the Catholic University of America School of Law in Washington. He has spent his last two summers at his alma mater doing research on the problems connected with water and its rights as relates to Minnesota, Wisconsin, Ohio, and Indiana. This project sponsored by the U.S. Department of Agriculture is delving into such areas as private and public rights in water in these states, a comparison of different state rights, as well as federal and international rights of water and the role of states and local agencies in administrative functions in this regard.

During his first year at the University of Buffalo, Professor Waite will teach Conflicts, Property, Land Transactions, and an elective course in Zoning and Land Use Controls. He is a member of both the Wisconsin and Iowa Bar Associations.

## —Juvenile Delinquent

Continued from page one

they receive the proper counseling, maybe for the first time they will see the possibility of their fitting into the lawful society. Here the Rehabilitation Counselor's role is to help the socially handicapped individual "through the Client-Counselor relationship to make the best use of his personal and environmental resources in order to achieve the optimal occupational adjustment—this being an integral part of the individuals adjustment in all areas of life."

\*Muthard and Jaques, "Critical Requirements in Rehabilitation Counselling."

"Prisoner, have you anything to offer in your own behalf?"

"No your Honor, I've turned every cent I own over to my lawyer and a couple of jurymen." (The Amer. Legion Weekly)

# Law School Activities

by PETER E. KLAASESZ

## LAW REVIEW MEMBERS WORK ON COURT OF APPEALS ISSUE

Candidates and members are hard at work on the first issue of the University of Buffalo Law Review for the school year 1959-60 which will contain a case note on every Court of Appeals case decided during the 1958 term.

Officers are: Editor-in-Chief, Alan Vogt; Managing Editor, Eugene Salisbury; Associate Editors, David Fielding, Henrick Hansen, Joseph Shramek; Business Manager, Roger Pyle.

## SBA SPONSORS HALLOWEEN PARTY

The Student Bar Association held a Halloween Party on Saturday, October 31, at the Jewish War Vets Post. The admission price of \$3.00 included free beer and set-ups. Dress was casual (slacks and sport shirts).

Lee Ramsey, President of the SBA, would like students to submit to him any ideas they may have concerning this year's Bar-risters Ball and Yearbook.

## LAW WIVES HEAR DR. KURT TAUBER

The Law Wives Association held its first business meeting on October 13 in the Law School lounge. Following the meeting, Dr. Kurt Tauber, Assistant Professor of Government at the University of Buffalo, spoke on "Strategic Consideration in American Diplomacy."

Events scheduled in the future will include a speech on November 10 by Mrs. Joseph Laufer on her recent trip to Europe and Israel and a Kitchen Party featuring unusual Xmas recipies to be held on December 8.

Officers for the coming year are: President, Phyllis Vogt; Vice-President, Elfriede Fielding; Secretary, Francis Stengel; Treasurer, Ann Salisbury; and Honorary Faculty Advisor Mrs. Jacob D. Hyman.

## ST. THOMAS MORE GUILD PLANS RETREAT

The St. Thomas More Guild is planning the First Annual Retreat for the weekend of December 5.

The Guild will also sponsor a series of talks and panel discussions during the year. The Very Rev. Msgr. Franklin M. Kelliher, Director of the Buffalo Boys Town delivered the first of these talks.

A membership campaign is currently underway and all Catholic students, especially freshmen, are welcome.

## I.P.D.O. LOOKS FORWARD TO SUCCESSFUL YEAR

The University of Buffalo Law School is one of the few law schools in the country that has such an organization as the Indigent Prisoners Defense Organization. The purpose of this organization is not to transform the student into a Clarence Darrow, but to give to the student practical experience in the administration of our criminal law system. This experience can prove to be invaluable in the students near-future role of attorney.

The organization is looking forward to another successful year as already many requests for assistance have been received from attorneys who have been assigned to defend indigent prisoners. These attorneys will be assisted by members of the organization from the Junior and Senior classes. Freshmen will be eligible for participation in I.P.D.O. after first semester grades are posted and it is hoped that many of them will take advantage of the benefits that are derived from membership.

This year's Chairman is James Buckley and the Vice-Chairman is Gerson Steinhaus.

## HAROLD SCHROEDER HEADS A.L.S.A. COMMITTEE

At the recent American Law Student Association Convention, a committee dealing with the problem of the "Full Time Working Student" was established. The chairmanship of this committee was delegated to the University of Buffalo Law School and is headed by Harold Schroeder, a member of the junior class at the Law School.

The purpose of this committee is to conduct a nationwide survey throughout the 126 accredited law schools that make up the A.L.S.A., such survey to deal with the above mentioned problem.

A short questionnaire will be sent to these various law schools and answered by the students. The entire survey is to be completely anonymous in order to guarantee the best possible results and the information gathered from this survey will then be compiled and turned over to the Section of Legal Education of the A.B.A. and the A.L.S.A.

It is hoped that such information will enable these organizations to find a solution to this problem or at least to mitigate the problem to some extent.



# Academic Petitions - A Labor Saving Proposal

## by C. A. PEAIRS, Jr.

I have long been concerned over the tremendous numbers of man-hours expended in the drafting of petitions for reinstatement or similar relief following academic failure. These frequently reflect not only the pains and ingenuity of the petitioner, but also the values of outside consultation; and even if they cannot all be strictly original, they normally do show that the available ground for argument has been scrutinized *ab origine*. The thoroughness of these aboriginal expositions, however, and the passion of their enveloping prose alike fail of that reciprocal appreciation which might be desired for them. In a word, they entail a lot of wasted effort in 'ritin' and 'read-in', regardless of the relief action which the 'rithmetic of the various cases may warrant.

I have wondered whether the example of the printed-form device could be usefully employed here, as it has so extensively at the earlier stage of the final examinations themselves, as a labor and time-saving device. What follows is the outcome of this thinking; but I regret that I cannot as yet announce its adoption, even by the Boston University Law School scholarship committee, to whom I have freely offered it.

[In order to facilitate the use of this form by Buffalo law school students appropriate substitutions have been made.] Ed.

### PETITION

TO: The Committee on Promotion and Continuance.  
University of Buffalo School of Law

Gentlemen:

I hereby petition to be permitted to:

- ☐ continue with my class
- ☐ re-enter to start over again at University of Buffalo School of Law, in spite of my failure to maintain the required scholarship standards in my work to date.

My reasons for this request are:

#### 1. Explanation of my failure.

##### a. Financial

- ☐ In spite of all warnings, I found myself obliged to work:

- ☐ 10
- ☐ 20
- ☐ 30
- ☐ 40
- ☐ 50

hours per week, and I was consequently unable to give proper attention to my law studies.

- ☐ It was very noisy where I worked and I could not study as well there as I had expected.

- ☐ I was worried by finances, and this prevented me from giving my full attention to my law studies.

- ☐ I had to live in a very small apartment with my wife and:

- ☐ baby
- ☐ 2 children
- ☐ 3 children
- ☐ 4 children
- ☐ .....children
- ☐ mother-in-law

because of limited finances, and I was unable to study there as effectively as I had thought I could.

##### b. Physical and mental health:

- ☐ I had a lot of trouble during the year with my:

- ☐ eyes
- ☐ back
- ☐ asthma
- ☐ hay fever

- ☐ migraine headache
- ☐ aftermath of ill health in the Army

- ☐ aftermath of an automobile accident ..... years ago
- ☐ aftermath of an old (football, baseball, lacrosse, hockey) (strike out inapplicable words) injury.

- ☐ ..... (specify other ailment briefly. You need not go into detail, as the Committee is familiar with the 75 to 100 commoner types.)

- ☐ I suffered a study block during the year, now diagnosed as a neurosis arising from the fact that (strike out inapplicable words)

- ☐ my (mother, father, wife, sergeant, brother) hates, hated) me

- ☐ I (hate, hated) my (mother, father, wife, sergeant, professors)

- ☐ I was (intimidated, hypnotized by) Professor .....

- ☐ My father wanted me to go to law school, but I didn't want to.

- ☐ Resented the fact that I was (richer, poorer, smarter, stupider, not accepted by, obliged to deal with) the other students.

- ☐ I wanted to succeed so badly I was afraid I wouldn't

- ☐ I have a compulsion to write words and am frustrated by objective examinations

- ☐ I know I know more law than most people, but I

knew I couldn't get it across in essay questions

- ☐ I couldn't figure out what the teachers (wanted, were getting at)
- ☐ The law mystifies me

#### c. Family troubles

- ☐ A death in the family
- ☐ during the year
- ☐ (right before, during) (strike out inapplicable word) examinations caused me much distress

#### d. I became

- ☐ engaged
- ☐ married
- ☐ divorced
- ☐ a father
- ☐ an expectant father
- ☐ no longer an expectant father
- ☐ during the year
- ☐ right before examinations
- ☐ during examinations

Much of my time was taken up with necessary arrangements. I knew that under the circumstances I could not do myself justice in the examinations, and I had been warned against taking them under such circumstances, but I did not want to delay myself a year, so I took them anyway, and did not do myself justice.

#### d. Female students

- ☐ I am a female student
- ☐ During the year, I was a victim of
- ☐ physical difficulties
- ☐ emotional difficulties, understandable in a female student
- ☐ special neuroses arising from the fact that most of the other students are male.

Continued on page four col. one

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## —Academic Petitions

Continued from page three

- ☐ social outrage  
☐ family strife  
☐ boyfriend trouble

You cannot, however, understand the distress this caused me unless I put before you all the details of my case, which I do on attached pages. (Attach not more than six pages)

This trouble came to a crisis

- ☐ frequently during the year  
☐ right before examinations  
☐ during examinations

and I could not study or sleep. I knew I should not take the examinations, but (I did not want to delay a year, could not face my family if I did not take them, was the victim of my own foolish pride, wanted to prove to myself that I could rise above these difficulties) (strike out inapplicable words), so I took the examinations anyway, and did not do myself justice.

## e. Business

- ☐ I am the  
☐ proprietor  
☐ proprietor's (son, brother) (strike out inapplicable word) and main supporting pillar  
☐ widowed owner's son  
☐ chief stockholder  
☐ head of one of two dissenting factions  
in a going business.  
☐ This business  
☐ ran into unusual and unanticipated difficulties during the year

- ☐ proved much more profitable than had been anticipated, and kept everybody hopping.

- ☐ normally should occupy me only during week-ends, but kept me there a lot more than I had expected

- ☐ is the sole support of my family

- ☐ is run by my (father, brother, uncle) (strike out inapplicable words) who has been my sole support (and is putting me through law school) and to whom I owe everything.

- ☐ In connection with this business, I had to commute to

- ☐ Kenmore  
☐ Rochester  
☐ Miami  
☐ Honolulu, Hawaii

- ☐ ..... other distant city. Railroad and/or air mileages may be used)

Because of my work with this business, I could not devote proper attention to my studies.

## f. Laziness

- ☐ I heard all the warnings about study in law school, but I  
☐ just did not take it seriously enough, I guess

- ☐ was lazy  
☐ was arrogant about my ability to pass without cracking a book  
☐ had always got by before  
☐ was too young to realize how important it was

so I did not devote enough time to my studies, and did not do my best work.

## 2. Prospects for the future

- ☐ I anticipate no difficulty in  
☐ passing  
☐ making an 80 average in  
☐ pleasing you gentlemen with my work in my studies in the future. In support of this judgment, may I point out that

- ☐ I expect to have no more financial difficulties

- ☐ An uncle has offered to give me the necessary financial support

- ☐ My father has agreed to give me the necessary financial support

- ☐ My brother has agreed to give me the necessary financial support

- ☐ I have worked all summer and saved enough so that I will not have any money trouble

- ☐ I have borrowed enough to get by on

- ☐ My (wife, mother) (strike out inapplicable word) has gone to work, so I have no money worries

- ☐ I shall not have to work this year

- ☐ This year I expect to work only

- ☐ 10  
☐ 20  
☐ 30  
☐ 40

hours per week, and this only on week ends, so I shall have lots of time for thorough study and review in all my courses.

- ☐ I am a very diligent student. I never missed a class, and I took down every word every teacher said. My notebooks are hereby offered for your inspection and admiration. I put in

- ☐ 20  
☐ 30  
☐ 40  
☐ 50

hours per week on my studies, and more on weekends. Such diligence cannot fail of success, especially as I shall redouble my efforts on my next try.

- ☐ The source of the difficulties which plagued me last year has been removed. I am assured by my

- ☐ father  
☐ family  
☐ wife  
☐ business partner  
☐ doctor  
☐ psychiatrist  
☐ guidance counselor

that I may expect to devote my full energies and abilities to my law studies, and I should have no doubts of success.

- ☐ I am not going to commute next year. I have got (a room, an apartment) (strike out inapplicable word) to here in Buffalo, and

- ☐ my wife is going to keep the children away from me while I study

- ☐ my wife is going to stay at home with the children, and I will go there only on week-ends, holidays, and the like, so I shall have lots of time to study.

- ☐ my brother is going to take

over the business management, (except for week-ends, etc.

- ☐ Now that I am happily

- ☐ married  
☐ divorced  
☐ engaged  
☐ disengaged

I can spend my full energies and attention to my law studies.

- ☐ I am a changed man

- ☐ I realize the error of my ways last year. No more fooling around for me

- ☐ I am matured. I am now able to realize as I did not last year how important the law is to me as a career. I am now able to realize, as I did not last year, the importance of attention to my work

- ☐ I used not to want to be a lawyer, but now I am a dedicated person and want nothing more than to succeed in this school and to become a practitioner of law

## 3. Equities I have in the law

- ☐ My  
☐ father  
☐ brother  
☐ uncle  
☐ father-in-law

is a lawyer. There is a good job waiting for me when I get out.

- ☐ It would break my (father's, brother's, uncle's, father-in-law's) (strike out inapplicable word) heart if I did not become a lawyer and go into his office.

- ☐ I have come to realize recently the beauties and majesty of the law, and want nothing more than to spend my life studying and emulating such great figures as (Holmes, Cardozo, Brandeis) (strike out inapplicable name), as so ably expounded to us by Professor(s)

(.....) (supply as many names as may seem helpful).

- ☐ I will be drafted unless I can maintain my standing as a student. My draft board has given me until tomorrow at 2:00 p.m. to get readmitted.

- ☐ I plan to go into politics: I can do this best if I am a lawyer.

- ☐ I expect to do this anyway, however, and someday I shall be very influential.

- ☐ My guidance counselor says my aptitude is to become a lawyer. I will be great in this field, he says, and not so great in any other.

- ☐ I am on a scholarship from (the Elks, Monaco, Indonesia) (strike out inapplicable word) and cannot disappoint the people who have had the faith in me to send me here.

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The Services of the University of Buffalo School of Law Library are available to the attorneys of the community. All of our material may be used in the library at any time. Upon proper identification you may borrow most of our books for a limited period of time.

We are especially anxious to be of service by encouraging you to take whichever of our materials you may need to your offices for photostating or reprinting.

The Library is open Monday through Friday until 10 P.M., on Saturday until 5 P.M., and on Sunday from 1 to 6 P.M. A member of the library staff is always on duty during these hours and will be happy to help you with any problems you might have.

Our Library's collection of legal materials has expanded considerably in both scope and number in recent years. Among the items available are law reviews of all American law schools, statutes of 47 states, administrative reports of New York State and the federal government, and a current working textbook collection. Of special interest is the tax materials. Miss Crissy reports that "We have been told by tax attorneys it is the most complete in the area."

We would like to point out two special funds which were set up through the generosity of friends of deceased alumni. In memory of Theodore W. Detenbeck, LL.B. 1941, our international law collection has grown until it contains a considerable amount of materials about the United Nations. More recently, we have been acquiring

*Continued on page six col. one*

## —Academic Petitions

*Continued from page four*

☐ I know you have never had a case quite like mine before. It is a complex and troublesome case. I thank you for your kindly attention to it, and am sure that I shall justify your faith in me in my future work.

Respectfully submitted,

Signature.....

(Write your name here)

\*Professor of Law, Boston Univ. While it is true that this multiple choice form petition was originally designed primarily for academic readmittance it might with a few small ingenious changes and/or substitutions also be used effectively by unsuccessful bar examination candidates. Ed.

# If Law Schools Operated Like Baseball Teams

Three Professors Involved in Major Trade

—Smith, Leading Antitrust Man, Goes to Yankees

YALE KAMISAR\*

Once again, the Yankees came up with a key man when they seemed to be in trouble. Yesterday afternoon, in a surprising trade, they picked up W. W. "Hornbook" Smith, the Senators' leading professor, in exchange for an unrestricted research fund of \$10,000 and two young teachers, H. A. Rosencrantz and A. H. Guildenstern. The Yankees will also send three yet-to-be-named farmhands to the Senators on twenty-four-hour option.

Rosencrantz is a labor law specialist, while the switch-hitting Guildenstern is a utility man in private law, having taught real property, domestic relations, and agency.

"Hornbook" Smith will fill the spot in the Yankee line-up vacated by A. A. "Hypo" Polonius. For some time now, "Hypo's" legwork has been sub par. Finally, last week, he "turned in his citator" rather than face charges by irate fans that his last article had relied on several foreign treatises which in fact, do not exist.

"Cookie" Lavagetto, dean of the Senators, held a long press conference this morning in an effort to ward off criticism that trading Smith, his only established star, would wreck the school. "Sure," said Lavagetto, "Hornbook led the league in antitrust law again last year, but we still finished in the cellar with him. We can't do much worse without him, can we? We have decided to bank our all on young men."

Contacted at Yankee Stadium, Casey Stengel did not try to conceal his delight over the trade. "Hornbook's" presence in the line-up, according to Stengel, assures the Yankees of a first place finish again. Stengel conceded he was reluctant to give up Rosencrantz, who tied for third in labor law articles produced last year, but minimized his loss on the ground that he was "only a 'banjo' hitter." "On the other hand," beamed Stengel, "Hornbook showed us last year that he can still hit that long ball—two new editions of his leading casebooks on unfair competition and antitrust law, and a long monograph on section seven of the Clayton Act. That's the kind of production that has made the Yankees what they are!" Casey suggested that if "Hornbook" had not caused so much dissension on

the Senator faculty, Lavagetto never would have let him go at any price.

A year ago, of course, Smith, unhappy for some time about the Senators' "Youth Plan," finally exploded when \$40,000 "bonus-baby," John Marshall Brown, was hired. Smith snorted that it was "outrageous to give a kid who hand't taught a single class or published a single article that kind of money," particularly when "old reliables" like himself "had to battle the front office for any kind of a raise." "The kid clerks on the Supreme Court for two lousy years and, according to the dean, that makes him a combination of Paul Freund and Herbert Wechsler. Right now, I'm not sure he's good enough to shepardize their cases."

Smith, as might be expected, was overjoyed on learning that he was to be a Yankee. But Rosencrantz was equally happy that he was going to the Senators. The reason may lie in unconfirmed reports that Rosencrantz will have first crack at the Senators' deanship when Lavagetto retires, as he is expected to do within two years.

Guildenstern, on the other hand, broke down on learning that he was "no longer a Yankee." His wife tried to console him with the thought that while he had only been a spot teacher with the Yankees, he would be the Senators' "regular property man."

Guildenstern did deny rumors that he would not report to his new school. "What else can I do," he asked. "It's the Senators or nobody—and I want to teach."

In Rosencrantz, the Senators have a professor who can make anybody's line-up. Only the fact that the Yankees are three-deep in top-flight labor law men has made his trade possible. Always a prolific writer, if not a monumental one, Rosencrantz has improved rapidly as a teacher the past two seasons. He now has a good classroom delivery and his huge collection of off-color anecdotes give him a fine change of pace. His only remaining weakness seems to be that he still has difficulty in field-questions from sharpshooters.

Guildenstern is more of a questionmark. It is no longer a secret that several scouts have labeled him "good teach-no research," and if Lavagetto is ever to move into the first division he needs prodigious

researchers — particularly now that "Hornbook" Smith is gone.

The White Sox's Al Lopez, Stengel's perennial rival, was most bitter about the trade. "Every time two deans get together at the convention they complain about the Yankee monopoly, but what happens? Two years ago, Kansas City gives them the best torts man in the game. Now, this deal! The Yankee line-up may have a major weakness from time to time, but they sure manage to remedy it in a hurry. It's all very discouraging."

\*Associate Professor of Law, University of Minnesota. 11 Journal of Legal Ed. No. 4-7.

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*Continued from page five*  
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\* \* \*

Judge: "Can't this case be settled out of court?"

Kelly: "Sure. That's what we were trying to do, your honor, when the police interfered."

\* \* \*

A boy was being tried in a Texas Court for the theft of an auto. When the testimony had all been given, the judge in his instructions to the jury asked for a not-guilty verdict.

Rising the foreman of the jury announced dutifully: "Your Honor, we find the boy that stole that car not guilty."

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